



West Virginia Senate

Committee on the Judiciary

Minutes for FEBRUARY 11, 2020, 3:00 PM

Pursuant to the call of the Chair, the Senate Committee on the Judiciary met on February 11, 2020, 3:00 PM in Room 208-W.

Members present: Senators Trump, Weld, Azinger, Clements, Cline, Maynard, Pitsenbarger, Rucker, Smith, Baldwin, Beach, Hardesty, Jeffries, Lindsay, Romano, Woelfel

Members absent: Senators Takubo

A silent roll call being taken, the presence of a quorum was established.

On motion of Senator Woelfel, the minutes of the previous meeting were approved.

S. B. 279 - Requiring dental insurance plans honor assignment made in writing by person covered.

Chris Alder, Counsel, explained the bill, the purpose of the proposed committee substitute, and responded to questions.

On motion of Senator Weld, the committee agreed to the committee substitute.

On motion of Senator Weld, the committee reported the committee substitute to the full Senate with the recommendation that it do pass.

Chairman Trump moved **S. B. 2487** next on the agenda.

H. B. 2497 - Relating to the whistle-blower law.

Chris Alder, Counsel, explained the bill, the purpose of the proposed strike and insert and title amendment, and responded to questions.

Senator Weld moved to adopt the strike and insert amendment.

On motion of Senator Romano, the committee amended the strike and insert amendment on page 2, lines three and four, by striking the words "of any person under a collective bargaining

or other labor management agreement” and insert the words “a member of an organization of employees or to refrain from being a member of an organization of employees”.

Chairman Trump moved **S. B. 2487** to the end of the agenda.

Chairman Trump removed **S. B. 692** from agenda.

H. B. 4166 - Prohibiting certain sex offenders from being in a supervisory position over children.

Tom Smith, Chief Counsel, explained the bill, and responded to questions.

On motion of Senator Weld, the committee reported the bill to the full Senate with the recommendation that it do pass.

H. B. 4470 - Relating to persons 18 years of age or older in the custody of the Bureau of Juvenile Services.

Tom Smith, Chief Counsel, explained the bill, and responded to questions.

With leave of the committee, Brad Douglas, Chief of Staff, Division of Corrections, Department of Military Affairs and Public Safety, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

On motion of Senator Weld, the committee reported the bill to the full Senate with the recommendation that it do pass.

H. B. 4476 - Providing for the timely and efficient collection, submission, testing, retention, and disposition of forensic evidence in sexual assault cases.

Tom Smith, Chief Counsel, explained the bill, the purpose of the proposed strike and insert and title amendment, and responded to questions.

On motion of Senator Weld, the committee adopted the strike and insert amendment.

On motion of Senator Weld, the committee reported the bill to the full Senate with the recommendation that it do pass as amended.

On motion of Senator Weld, the committee adopted the title amendment.

H. B. 2497 - Relating to the whistle-blower law.

On motion of Senator Romano, the committee amended the strike and insert amendment on page 2, line 4, to insert the words "of any employee covered by the civil service system" after the word "of".

On motion of Senator Weld, the committee reported the bill to the full Senate with the recommendation that it do pass as amended.

On motion of Senator Weld, the committee adopted the title amendment.

On Motion of Senator Weld the committee adjourned.



Charles S. Trump IV
Chairman



Beverly Douglas
Analyst/Clerk

The Senate of West Virginia



Testimony taken this 1st day of February, 2020, in
the Senate Committee on the Judiciary.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Brad Douglas

Print Witness Name

BRD

Sign Witness Name

Oath was administered by:

Charles S. Trump

Print Member Name

Charles S. Trump

Sign Member Name